

**14480. Adulteration of butter. U. S. v. 50 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 21181. I. S. No. 14034-x. S. No. C-5184.)**

On or about June 29, 1926, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 50 tubs of butter, remaining in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped by the Heron Lake Creamery Co., Heron Lake, Minn., June 17, 1926, and transported from the State of Minnesota into the State of Illinois, and charging adulteration in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that a substance, to wit, excessive water, had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength, for the further reason that a substance deficient in milk fat and high in moisture had been substituted wholly or in part for the said article, for the further reason that a valuable constituent of the article, butterfat, had been in part abstracted therefrom, and for the further reason that it contained less than 80 per cent of butterfat.

On June 29, 1926, Coyne Bros., Chicago, Ill., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$1,000, conditioned in part that it be reprocessed under the supervision of this department so as to contain not less than 80 per cent of butterfat.

W. M. JARDINE, *Secretary of Agriculture.*

**14481. Adulteration and misbranding of butter. U. S. v. 14 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 21182. I. S. No. 8342-x. S. No. E-5747.)**

On June 25, 1926, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 14 tubs of butter, at New York, N. Y., alleging that the article had been shipped by the Dublin Creamery Co., Dublin, Ga., on or about June 17, 1926, and transported from the State of Georgia into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that a substance deficient in butterfat had been mixed and packed therewith so as to reduce or lower or injuriously affect its quality or strength and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the article was offered for sale under the distinctive name of another article.

On July 1, 1926, the Dublin Creamery Co., Dublin, Ga., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$500, conditioned in part that it be reworked and reprocessed so as to contain not less than 80 per cent of butterfat.

W. M. JARDINE, *Secretary of Agriculture.*

**14482. Adulteration and misbranding of butter. U. S. v. 37 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 21184. I. S. No. 8145-x. S. No. E-5786.)**

On June 28, 1926, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 37 tubs of butter, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by the Welton Creamery Co., Welton, Iowa, on or about June 16, 1926, and transported from the State of Iowa into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that a substance deficient in butterfat had been mixed and packed therewith so as to reduce or lower or injuriously affect its quality or strength, and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the article was offered for sale under the distinctive name of another article.

On July 8, 1926, the Welton Creamery Co., Welton, Iowa, claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$1,100, conditioned in part that it be reworked and reprocessed so that it contain at least 80 per cent of butterfat.

W. M. JARDINE, *Secretary of Agriculture.*

**14483. Adulteration and misbranding of butter. U. S. v. 99 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 21185. I. S. No. 7577-x. S. No. E-5803.)**

On July 6, 1926, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 99 tubs of butter, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by T. N. Fosse, Ridgeway, Iowa, on or about June 26, 1926, and transported from the State of Iowa into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that a substance deficient in butterfat had been mixed and packed therewith so as to reduce or lower or injuriously affect its quality or strength and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the article was offered for sale under the distinctive name of another article.

On July 9, 1926, O. A. Fosse, Ridgeway, Iowa, claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$3,000, conditioned in part that it be reworked and reprocessed so that it contain at least 80 per cent of butterfat.

W. M. JARDINE, *Secretary of Agriculture.*

**14484. Adulteration and misbranding of canned sirup. U. S. v. 106 Cases of Canned Sirup. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 21095. I. S. No. 1580-x. S. No. C-5157.)**

On May 27, 1926, the United States attorney for the Southern District of Texas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 106 cases of canned sirup, remaining in the original unbroken packages at Houston, Tex., alleging that the article had been shipped by James T. Mary, Lafayette, La., February 16, 1926, and transported from the State of Louisiana into the State of Texas, and charging adulteration and misbranding in violation of the food and drugs act as amended.

Adulteration of the article was alleged in the libel for the reason that commercial glucose had been mixed and packed therewith so as to reduce, lower and injuriously affect its quality and strength and had been partly substituted for the said article.

Misbranding was alleged for the reason that the article was labeled, to wit, "Myer's Brand New Crop Open Kettle Country Made Louisiana Pure Ribbon Cane Syrup Pure Ribbon Cane Syrup, made from the very best ribbon cane Guaranteed 100 per cent pure, being cleaned mechanically by skimming and straining, retaining all of the sugar elements. Packed For Myers Product Co., Houston, Texas net weight 1 Lb 2 Ozs.," which said statements were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was offered for sale under the distinctive name of another article, to wit, pure sirup, and for the further reason that it was food in package form and the quantity of the contents was not plainly and